

Message

From: LEE, LILY [LEE.LILY@EPA.GOV]
Sent: 3/16/2019 2:06:43 AM
To: Sanchez, Yolanda [Sanchez.Yolanda@epa.gov]; Chesnutt, John [Chesnutt.John@epa.gov]; Yogi, David [Yogi.David@epa.gov]
Subject: Fwd: Greenaction's Supplemental Parcel G Work Plan Comments
Attachments: image001.png; ATT00001.htm; image002.png; ATT00002.htm; image003.png; ATT00003.htm; image004.png; ATT00004.htm; image005.png; ATT00005.htm; image006.png; ATT00006.htm; Greenaction's Parcel G Plan Supplemental Comments.pdf; ATT00007.htm

Sent from my iPhone

Begin forwarded message:

From: Steven Castleman <scastleman@ggu.edu>
Date: March 15, 2019 at 5:00:39 PM PDT
To: "Robinson, Derek J CIV NAVFAC HQ, BRAC PMO" <derek.j.robinson1@navy.mil>, "Norman, Marvin D CIV WEST Counsel" <marvin.norman@navy.mil>
Cc: "Manzanilla, Enrique" <Manzanilla.Enrique@epa.gov>, "Herrera.angeles@Epa.gov" <Herrera.angeles@Epa.gov>, "LEE, LILY" <LEE.LILY@EPA.GOV>, "Fairbanks, Brianna" <Fairbanks.Brianna@epa.gov>, Bradley Angel <bradley@greenaction.org>, "sheridan@greenaction.org" <sheridan@greenaction.org>
Subject: Greenaction's Supplemental Parcel G Work Plan Comments

Mr. Robinson,

Attached please find additional comments on the Parcel G work plans submitted on behalf of Greenaction for Health and Environmental Justice. The supplemental comments include 6 exhibits. Exhibits 1, 2, 3 and 5 are attached to the comments. Exhibit 4 is a video of the 1/28/19 CAC committee meeting, which is too large a file to send by email. The comments provide a link to the video. We will also be sending a DVD of it out of an excess of caution to be sure it is in the record. Exhibit 6 is the Shaw-Tetra Tech Parcel D-1 Soil MOU, a zip file we were not able to append to the comments so it is attached to this email.

These comments relate to issues, primarily the PRG calculations, that were intentionally omitted in the *Draft Plan* and the *Draft Final Plan*, thus precluding public comment. The exclusion of the PRGs has been entirely within the Navy's control. Had the Navy complied with its public participation obligations, we would have been afforded the right to comment on these issues and you would be required to respond in writing. We are entitled to a formal response from you to these comments, as would have been required had the Navy not actively prevented it.

The Navy must release its PRG calculations, re-open the public comment period and respond in writing to all comments.

Sincerely,

steve

Steve Castleman
Visiting Associate Professor & Staff Attorney

Environmental Law and Justice Clinic
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